

AMENDMENT NO. \_\_\_\_\_

Calendar No. \_\_\_\_\_

Purpose: To help protect Second Amendment rights of law-abiding Americans.

IN THE SENATE OF THE UNITED STATES—111th Cong., 2d Sess.

H. R. 4872

AMENDMENT NO. 3700

To provide  
current  
(S. C.)

By

Coburn

To

HR 4872

Referred

3

Page(s)

GPO: 2008-45-603 (mac)

Ordered to lie on the table and to be printed

AMENDMENT intended to be proposed by Mr. COBURN

Viz:

- 1 At the end, add the following:
- 2 **TITLE III—SECOND AMENDMENT**
- 3 **PROTECTION**
- 4 **SEC. 3001. VETERANS SECOND AMENDMENT PROTECTION.**
- 5 (a) SHORT TITLE.—This section may be cited as the
- 6 “Veterans 2nd Amendment Protection Act”.
- 7 (b) CONDITIONS FOR TREATMENT OF CERTAIN PER-
- 8 SONS AS ADJUDICATED MENTALLY INCOMPETENT FOR
- 9 CERTAIN PURPOSES.—

1           (1) IN GENERAL.—Chapter 55 of title 38,  
2       United States Code, is amended by adding at the  
3       end the following:

4   **“§ 5511. Conditions for treatment of certain persons**  
5               **as adjudicated mentally incompetent for**  
6               **certain purposes**

7       “In any case arising out of the administration by the  
8       Secretary of laws and benefits under this title, a person  
9       who is mentally incapacitated, deemed mentally incom-  
10      petent, or experiencing an extended loss of consciousness  
11      shall not be considered adjudicated as a mental defective  
12      under subsection (d)(4) or (g)(4) of section 922 of title  
13      18 without the order or finding of a judge, magistrate,  
14      or other judicial authority of competent jurisdiction that  
15      such person is a danger to himself or herself or others.”.

16           (2) CLERICAL AMENDMENT.—The table of sec-  
17      tions at the beginning of chapter 55 of such title is  
18      amended by adding at the end the following new  
19      item:

      “5511. Conditions for treatment of certain persons as adjudicated mentally in-  
          competent for certain purposes.”.

20           (c) SEVERABILITY.—Notwithstanding any other pro-  
21      vision of this Act, if any provision of this section, or any  
22      amendment made by this section, or the application of  
23      such provision or amendment to any person or cir-  
24      cumstance is held to be unconstitutional, this section and

1 amendments made by this section and the application of  
2 such provision or amendment to other persons or cir-  
3 cumstances shall not be affected thereby.

4 (d) EFFECTIVE DATE.—The amendments made by  
5 this section shall take effect on the date of enactment of  
6 this Act.

7 **SEC. 3002. LAW ENFORCEMENT OFFICERS SAFETY ACT IM-**  
8 **PROVEMENTS.**

9 (a) SHORT TITLE.—This section may be cited as the  
10 “Law Enforcement Officers Safety Act Improvements Act  
11 of 2010”.

12 (b) AMENDMENTS TO LAW ENFORCEMENT OFFICER  
13 SAFETY PROVISIONS OF TITLE 18.—

14 (1) IN GENERAL.—Section 926B of title 18,  
15 United States Code, is amended—

16 (A) in subsection (c)(3), by inserting  
17 “which could result in suspension or loss of po-  
18 lice powers” after “agency”; and

19 (B) by adding at the end the following:

20 “(f) For the purposes of this section, an employee  
21 of a governmental agency who is authorized by law to en-  
22 gage in or supervise the prevention, detection, investiga-  
23 tion, or prosecution of, or the incarceration of any person  
24 for, any violation of law, and has statutory powers of ar-  
25 rest includes—